FILED

MAR 0 7 1977

NELLIE SCHUSTER, Clerk KLICKITAT COUNTY

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON

IN AND FOR THE COUNTY OF KLICKITAT

7 STATE OF WASHINGTON,

Plaintiff,

No. C- 1632 C- 1649

٧s.

JUDGMENT AND SENTENCE

BERT WILLIAM KEECH,

Defendant.

Vol 8 Pose 2/3 4

RECORDED IN

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Defendant having entered, on the 7th day of June, 1976, his plea of guilty in cause No. C-1632 to the crime of Riding in A Motor Vehicle without the Permission of the Owner, and sentencing thereon having been held in abeyance until disposition of criminal charges filed in cause No. C-1649; and defendant having entered a plea of guilty on the 6th day of December, 1976 to the crime of Second Degree Burglary, one combined count, and the court having ordered a pre-sentence investigation herein, having examined the same and considered the arguments and presentations of counsel on the 22nd day of February, 1977, and being otherwise fully advised in the premises; now, therefore,

IT IS HEREBY ORDERED that defendant Bert William Keech is guilty of the crime of Riding in A Motor Vehicle Without The Permission of the Owner committed on or about the 20th day of March, 1976 contrary to RCW 9.54.020; and,

IT IS FURTHER ORDERED that the said defendant Bert William Keech shall be, and he is hereby, sentenced to imprisionment in a penal institution of the State of Washington for a maximum term of ten (10) years; and, that said defendant be committed forthwith to the Washington Corrections Center for Classification, confirment

JUDGMENT AND SENTENCE Page 1

L. EUGENE HANSON PROSECUTING ATTORNEY P. O. BOX 146 GOLDENDALE, WASHINGTON 98620

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and placement at such correctional facility under the supervision of the Department of Social and Health Services, Division of Institutions as the Assistant Secretary of the Divisions of Institutions shall deem appropriate; and, IT IS FURTHER ORDERED that such sentence shall be served concurrently with sentence entered herein under cause number C-1649 IT IS HEREBY ORDERED that defendant Bert William Keech is guilty of the crime of Second Degree Burglary committed on or about the 6th day of December, 1975 and the 11th day of January, 1976, contrary to RCW 9.19.020; and, IT IS HEREBY ORDERED that the said defendant Bert William Keech shall be, and he is hereby, sentenced therefor to imprisionment to a penal institution to the State of Washington for a maximum term of fifteen (15) years and, that said defendant be committed forthwith to the Washington Corrections Center for classification, confinment and placement at such correctional facility under the supervision of the Department of Social and Health Services, Division of Institutions as the Assistant Secretary of the Divisions

IT IS FINALLY ORDERED that defendant shall be accorded credit for time served in the amount of 73 days.

Done in Open Court this 7th day of March, 1977

of Institutions shall deem appropriate; and,

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Approved as to form:

ss R. Rakow

Attorney for Defendant

L. Eugene Hanson Prosecuting Attorney

Presented by:

JUDGMENT AND SENTENCE Page 2

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PROSECUTING ATTORNEY
P. O. BOX 146
GOLDENDALE, WASHINGTON 98620

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Fines Record



5	IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON
6	IN AND FOR THE COUNTY OF KLICKITAT
7	STATE OF WASHINGTON,
8) No. C- 1632 Plaintiff,)
9) STATEMENT OF DEFENDANT ON PLEA VS.) OF GUILTY
10	BERT KEECH
11	Defendant.)
12	
13	1. My true name is Bert Keech
14	2. My age is 18
15	3. My lawyer is Thomas A. Gish
16	4. The court has told me that I am charged with the crime of
17	Riding In Motor Vehicle Without Permission of Owner ,
18	the maximum sentence for which is 10 yr \$ 5000, - fine.
19	5. The court has told me that:
20	(a) I have the right to have counsel (a laywer), and that if
21	I cannot afford to pay for counsel, one will be provided at no ex-
22	pense to me.
23	(b) I have the right to a trial by jury.
24	(c) I'have the right to hear and question witnesses who tes-
25	tify against me.
26	(d) I have the right to have witnesses testify for me. These
27	witnesses can be made to appear at no expense to me.
85	(e) The charge must be proven beyond a reasonable doubt.
39	6. I plead Guilty to the crime of
30	Riding In Motor Vehicle Wihtout Permission of Owner
31	as charged in the information, a copy of which I have received.
32	7. I make this plea freely and voluntarily.
	8. No one has threatened harm of any kind to me or to any other Leugene HANSON

STATEMENT OF DEFENDANT ON PLEA OF GUILTY 111 SOUTH GRANT
GOLDENDALE, WASHINGTON RESZO Page 1 TELEPHONE 773-8838

15-3-294

1.	person to cause me to make this plea.
2	9. No person has made promises of any kind to cause me to enter
3	this plea except as set forth in this statement.
4	10. I have been told the Prosecuting Attorney will take the follow
5	ing action and make the following recommendation to the court.
6	Pre-sentence Investigation
7	
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9	11. I have been told and fully understand that the court does not
10	have to follow the Prosecuting Attorney's recommendation as to sen-
11	tence. The court is completely free to give me any sentence it see
12	fit no matter what the Prosecuting Attorney recommends.
13	12. The court has told me that if I am sentenced to prison the
14	Judge must sentence me to the maximum term required by the law,
1.5	which in this case is $IDYR$
16	The minimum term of sentence is set by the Board of Prison Terms
17	and Paroles. The Judge and Prosecuting Attorney may recommend a
18	minimum sentence to the Board but the Board does not have to follow
15	their recommendation. I have been further advised that the cyime
04 sa	with Julien y am charged jearlies a mandator, millimam of
DV-51	years. (If not applicable, this sentence shall be stricken and
22	initialed by the defendant and the judge.)
23	13. The court has asked me to state briefly in my own words what
24	Tata that resulted in my being enarged with the crime in the initial
25	3.00
26	OW TO COMPENSATION OF THE PROPERTY OF THE PROP
27	5101000
28	have stone walls permit in to take the motor vehicle
29	14. I have read or Mave had read to me all of the numbered sections
30	
3]	fendant on Plea of Guilty." I have no further questions to ask of
32	the court.

STATEMENT OF DEFENDANT ON PLEA OF GUILTY Page 2

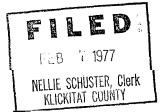
L. EUGENE HANSON ATTORNEY AT LAW 111 SOUTH GRANT GOLDENDALE, WASHINGTON PB020 TELEPHONE 773-5838

7	The above statment was read by or read to the defendant and	i
2	signed by the defendant in the presence of his attorney,	
3		
4	L. Eugene Hanson , and the undersigned Judge in ope	;n
5	court.	
6	DATED this day of June 10 76.	_
7	- Elle	
8	Judge	_
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LO	Defendant	
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STATEMENT OF DEFENDANT ON PLEA OF GUILTY Page 3

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L. EUGENE HANSON
ATTORNEY AT LAW
111 SOUTH GRANT
GOLDENDALE. WASHINGTON 98620
TRLEPHONE 773-5838



2 3 4 IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON 5 6 IN AND FOR THE COUNTY OF KLICKITAT 7 STATE OF WASHINGTON, No. C-1649 8 Plaintiff, FINDINGS, CONCLUSIONS AND 9 JUDGMENT vs. BERT WILLIAM KEECH, 11 Defendant. 12 13 I. TRIAL 14 1.1 Waiver. Defendant waived in open court a jury trial 15 herein, the state concurred and the court approved the waiver. 16 1.2 Date. Trial was held, to the court without a jury on December 27, 1976. 18 1.3 Charges. a) Possession of Less Than 40 Grams of Marij-19 uana on September 11, 1976. 20 b) Possession of Less Than 40 Grams of Marij-21 uana on September 18, 1976. 22 c) Simple Assault on September 18, 1976. 23 Judge. The Honorable Ted Kolbaba 24 1.5 Appearance. L. Eugene Hanson, Prosecuting Attorney, for 25 the State of Washington; Ross R. Rakow, retained counsel, for the 26 Defendant; and, Bert William Keech, appeared personally. 27 1.6 Witnesses. 28 Greagory O. Thornton, Patroman, City of Goldendale 29 Police Department 30 b) Leroy Kukus, Reserve Officer, City of Goldendale 31 Police Department.

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c) Donald B. Kemp, Chief, City of Goldendale Police

Department

L. EUGENE HANSON PROSECUTING ATTORNEY P. O. Box 146 GOLDENDALE, WASHINGTON 98620 809-773-8030 FFEET-1008

FINDINGS, CONCLUSIONS AND JUDGMENT Page 1

14-3-311

1	d) Mr. Robert McGraw, Goldendale, Washington, Defendant
2	Landlord
3	e) Steven N. Long, Box 302, Goldendale, Washington,
4	Defense Witness.
5	f) Karen M. Hesselgesser, Centerville, Washington
6	Defense Witness.
7	g) Susan E. Cosner, Centerville, Washington Defense
8	Witness.
9	h) Bert W. Keech, Goldendale, Washington, Defendant.
10	1.7 Exhibits.
11	a) States' 1, la, 2, 3, 3a, 4 were admitted by stipu-
12	lation of the parties.
13	II FINDINGS.
14	1.1 Alternate reasonable explantions exist as to possession
15	of Marijuana by the Defendant on September 18, 1976.
16	1.2 Possession of Marijuana by the defendant on September 11
17	1977 is established beyond any reasonable doubt.
18	1.3 Assault by the defendant on September 18, 1976 is
19	established beyond a reasonable doubt.
20	III CONCLUSIONS AND JUDGMENT
21	1.1 The defendant Bert William Keech is not guilty of the
22	crime of Possession of Marijuana on September 18, 1976.
23	1.2 The defendant Bert William Keech is guilty of the crime
24	of Possession of Marijuana, less than 40 grams, on September 11,
25	1976.
26	1.3 The defendant Bert William Keech is guilty of the crime
27	of Simple Assault on September 18, 197.
28	Signed in the presence of defendant this 7th day of February,
29	1977.
30	Presented by:
31	Prosecuting Attorney
32	Approved as to form:
;	L EUGENE HANSON PROSECUTING ATTORNEY
	FINDINGS, CONCLUSIONS AND JUDGMENT P. O. Box 146 GOLDENDALE, WASHINGTON 98620
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